IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

WP(C).No. 26065 of 2006(C)

PETITIONER:

DR.AMBIKA MABEL,
PROPRIETOR AMBIKA AUDITORIUM,
MULLUVILA VEEDU, VENGANOOR P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENTS:

KERALA STATE FINANCIAL CORPORATION,
BRANCH OFFICE, VELLAYAMBALAM,
THIRUVANANTHAPURAM,
REP. BY ITS CHIEF MANAGER.

BY ADV. SRI.L.MOHANAN, SC, KFC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

.....

W.P.(C) No.26065 of 2006

.....

Dated this the 3rd day of January, 2007.

JUDGMENT

Even though the W.P. was closed as it was found to be a second round on same issue vide judgment dated 22.11.2006, petitioner filed Writ Appeal and got a remand by misleading the Division Bench stating that petitioner has taken a new ground pertaining to upset price fixed by KFC which is less than the upset price fixed earlier. However, on going through grounds I to IX in the W.P., I am unable to find any such ground raised by the petitioner in the W.P. In the circumstances, I am unable to decide this issue for which remand is made by the Division Bench. W.P.(C) is therefore again dismissed. However, if sale is made unfairly at low price, petitioner can approach this court.

C.N.RAMACHANDRAN NAIR
Judge

pms

C.N.RAMACHANDRAN NAIR, J.

.....

W.P.(C) No.26065 of 2006

.....

Dated this the 22nd day of November, 2006.

JUDGMENT

Since petitioner has filed earlier writ petition in the same matter i.e. W.P. No.3921/2006 and contempt filed in the matter is pending, this W.P. is closed as one not maintainable.

C.N.RAMACHANDRAN NAIR
Judge

pms